

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, AUGUST 5, 1996
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:07 p.m. Chairperson Vargas adjourned the meeting at 6:00 p.m. into Closed Session on Tuesday, August 6, 1996, at 9:00 a.m. in the twelfth floor conference room to discuss existing and anticipated litigation and property acquisition matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present
- Clerk-Abdelnour (mc)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Imam Sharif Battikhi of the Islamic Services Foundation.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Warden.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell regarding the subject "Unelected Global Elite."

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A061-085.)

ITEM-PC-2: REFERRED TO CITY MANAGER

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Comment by Robert Davis responding to a notice he received from the City dated July 23, 1996 regarding the East Mission Gorge Trunk Sewer project.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A089-140.)

ITEM-PC-3:

Comment by Jim Varnadore urging Council to invest in City Heights.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A144-170.)

ITEM-PC-4: REFERRED TO NR&C COMMITTEE

Comment by Al Strohlein urging the City Manager to investigate the possibility of installing a beehive or two in the northern undeveloped area of Fiesta Island.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A171-210.)

ITEM-PC-5:

Comments by Larry Milligan, Anne Curo, and Forrest Curo regarding free speech and the arrest of Forrest Curo during the ongoing sleep-in at the City Concourse for the rights of homeless people.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A211-306.)

ITEM-PC-6:

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Comment by Art Salzberg informing Council that the people of Baja California will be instituting an economic boycott against our County and City on August 10 and 11, 1996 to stop racism.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A307-340.)

COUNCIL COMMENT:

ITEM-CC-1:

Comment by Council Member Wear thanking everyone who participated in cleaning up the downtown area this past weekend.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A341-346.)

COUNCIL COMMENT:

ITEM-CC-2: REFERRED TO CITY MANAGER

Comment by Council Member Vargas requesting that the City Manager report on the incident that occurred when Forrest Curo was arrested for "tarrying" at the City Concourse during the ongoing sleep-in for the rights of homeless people. His concern is that the arrest was made while Mr. Curo was protesting a political issue.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A348-373.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

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7/8/96
7/9/96
7/15/96
7/16/96

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A374-376.)

MOTION BY McCARTY TO APPROVE. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31:

SUBJECT: Pacific Beach Family Week - August 18-25, 1996.

COUNCILMEMBER WEAR AND DEPUTY MAYOR STALLINGS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-144) ADOPTED AS RESOLUTION R-287719

Proclaiming the week of August 18 through 25, 1996 to be "Pacific Beach Family Week" in San Diego, in honor of the dedication and commitment of the community and the improvement of our children's future.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A377-451.)

MOTION BY STALLINGS TO ADOPT. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-50:

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SUBJECT: Tax Rate Ordinance for Fiscal Year 1997.

CITY MANAGER'S RECOMMENDATION:

Introduce and adopt the following ordinance:

(O-97-44) INTRODUCED AND ADOPTED AS ORDINANCE O-18332
(New Series)

Introduction and adoption of an Ordinance fixing the tax
rates and levying taxes for the Fiscal Year 1996-97.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO INTRODUCE, DISPENSE WITH THE
READING AND ADOPT THE ORDINANCE. Second by Wear. Passed by
the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-51:

SUBJECT: Five Year Lease Agreement with Social Advocates for
Youth (SAY).

(University Towne Center Community Area.
District-1.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-97-21) INTRODUCED, TO BE ADOPTED SEPTEMBER 9, 1996

Introduction of an Ordinance authorizing a five-year lease
agreement, with one five-year option to renew, with Social
Advocates for Youth (SAY), for the operation of a child care
center utilizing approximately a 2,000 square-foot portion
of Doyle Park Community Center, at an initial annual rent of
\$3,000.

CITY MANAGER SUPPORTING INFORMATION:

Social Advocates for Youth (SAY) currently operates under a three-year lease that expires on September 3, 1996. The proposal before the City Council at this time is for a new five-year lease with one five-year renewal option that includes a \$50 per month increase. SAY operates a child care center utilizing a portion of the Doyle Park Community Center consisting of approximately 2,000 square feet. SAY operates the center ten months a year, with the Park & Recreation Department operating a summer program the remaining two months. The SAY program serves approximately 60 children ages 5 through 12, kindergarten through sixth grade. The rent will be increased \$25 per month every two and one-half years that the agreement is in force.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO INTRODUCE THE ORDINANCE. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-52:

SUBJECT: Option to Lease Agreement with Lumen Ventures, Ltd. for a Restaurant and Catering Operation in the House of Hospitality in Balboa Park. (See City Manager Report CMR-96-157. Balboa Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-97-22) INTRODUCED, TO BE ADOPTED SEPTEMBER 9, 1996

Introduction of an Ordinance authorizing the execution of a 20-1/2 year lease agreement for option to lease, develop, and use City real property with Lumen Ventures, Ltd. (San Diego, CA), for the development, operation, and maintenance of a restaurant and catering operation in the House of Hospitality in Balboa Park;

Authorizing the expenditure of \$75,000 from CIP-21-34.0, Balboa

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Park Requirements, Sublet-21-835, House of Hospitality, Transient
Occupancy Tax Fund No. 102242.

Aud. Cert. 9600373.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO INTRODUCE THE ORDINANCE. Second
by Wear. Passed by the following vote: Mathis-yea,
Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-100:

SUBJECT: Two actions related to the Construction of Sewer
Replacement Group 609.
(Greater Golden Hill Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-23 REV.) ADOPTED AS AMENDED AS
RESOLUTION R-287720

Inviting bids for the Construction of Sewer Replacement
Group 609 on Work Order No. 172341; Authorizing the
execution of a contract with the lowest responsible bidder,
provided that the City Auditor first furnishes a certificate
demonstrating that the funds necessary for expenditure are,
or will be on deposit in the City Treasury; Authorizing the
City Auditor and Comptroller to transfer \$67,700 from Sewer
Revenue Fund 41506 to Special Curb Fund 10521 for the
installation of curb ramps;

Authorizing the expenditure of \$1,765,550 from Sewer
Revenue Fund 41506, CIP-44-001.0, provided that the City
Auditor first furnishes a certificate demonstrating that the
funds necessary for the expenditure are, or will be on
deposit in the City Treasury; Authorizing the City Auditor
and Comptroller upon advice from the administering
department, to transfer excess budgeted funds, if any, to
the appropriate reserves. (BID-K97008C)

Subitem-B: (R-97-24) ADOPTED AS RESOLUTION R-287721

Certifying that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, DEP-95-0587, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report reflects the independent judgement of the City of San Diego as Lead Agency; Adopting the Mitigation, Monitoring and Reporting Program.

CITY MANAGER SUPPORTING INFORMATION:

Sewer Main Replacement Group 609 is part of the City's ongoing concrete sewer main replacement program. The sewer mains to be replaced in the project were constructed as early as 1915, and have reached the end of their useful service life. Replacement of these 80+ year old deteriorated, and undersized, sewer mains will continue to provide the community with a safe and reliable sewer infrastructure well into the next century. This project is in the Greater Golden Hill community area and involves the replacement or rehabilitation of approximately 11,700 feet of existing 6-inch and 8-inch sewer main. The project area is bounded by Balboa Park to the North, State Route 94 to the South, 26th Street to the West and 29th Street to the East. Residents will be notified by mail at least one month before construction by the Water Utilities Department, and 10 days before construction by the contractor.

Aud. Cert. 9601185.

WWF-CSD-096-236.

FILE LOCATION: W.O. 172341 CONT-Rich Construction, Inc.
CONTFY97-1

COUNCIL ACTION: (Tape location: B125-237; F291-297.)

MOTION BY McCARTY TO ADOPT THE RESOLUTIONS WITH THE FOLLOWING AMENDMENT TO SUBITEM A, AS STATED IN HER MEMORANDUM TO THE MAYOR AND COUNCIL DATED AUGUST 5, 1996: AMENDMENT 1 - THAT THE CITY MANAGER REPORT TO THE CITY COUNCIL AS TO WHETHER THE STANDARD SPECIFICATIONS FOR PUBLIC WORKS PROJECTS ARE THE SPECIFICATIONS FOR THIS JOB AND IF NOT, WHY NOT. AMENDMENT 2 - THAT IF THE BID SPECIFICATIONS REGARDING PERFORMANCE AND AFFECTING EITHER STRENGTH, CHEMICAL RESISTANCE OR LONGEVITY ARE CHANGED AFTER A CITY COUNCIL VOTE TODAY, THAT THE CITY MANAGER SHALL ISSUE A

WRITTEN REPORT AS TO WHY THESE CHANGES WERE MADE. AMENDMENT
3 - WITHDRAWN.

Second by Kehoe. Passed by the following vote: Mathis-yea,
Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-not
present, McCarty-yea, Vargas-yea, Mayor Golding-not present.

* ITEM-101:

SUBJECT: Two actions related to the Final Subdivision Map of
Monarch Estates Unit No. 9. (A 46-lot subdivision located in the
north side of Calle Cristobal. Mira Mesa Community Area.
District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-105) ADOPTED AS RESOLUTION R-287722

Authorizing a Subdivision Improvement Agreement
with Pardee Construction Company for the
installation and completion of public improvements.

Subitem-B: (R-97-104) ADOPTED AS RESOLUTION R-287723

Approving the final map.

FILE LOCATION: SUBD - Monarch Estates Unit No. 9
CONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-102:

SUBJECT: Two actions related to the Final Subdivision Map of Rio

Vista West Unit No. 2.

(A 21-lot subdivision located south of Friars Road
and east of Stadium Way. Mission Valley Community
Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-65) ADOPTED AS RESOLUTION R-287724

Authorizing a Subdivision Improvement Agreement
with Calmat Properties Company for the installation
and completion of public improvements.

Subitem-B: (R-97-64) ADOPTED AS RESOLUTION R-287725

Approving the final map.

FILE LOCATION: SUBD - Rio Vista West Unit No. 2

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-103:

SUBJECT: Two actions related to the Final Subdivision Map of
Villas at Laurel.

(A 30-lot subdivision. Uptown Community Area.
District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-107) ADOPTED AS RESOLUTION R-287726

Authorizing a Subdivision Improvement Agreement
with Brant and Laurel Associates for the
installation and completion of public improvements.

Subitem-B: (R-97-106) ADOPTED AS RESOLUTION R-287727

Approving the final map.

FILE LOCATION: SUBD - Villas at Laurel CONTFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-104:

SUBJECT: Easement Deed to San Diego Gas and Electric Company for
Electrical Service to San Diego Jack Murphy Stadium.

(Located at the west side of San Diego Jack Murphy Stadium.
Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-103) ADOPTED AS RESOLUTION R-287728

Authorizing the execution of a deed conveying to San Diego
Gas & Electric Company, an easement for electrical service
to San Diego Jack Murphy Stadium.

CITY MANAGER SUPPORTING INFORMATION:

San Diego Jack Murphy Stadium, a City facility, is in the process
of receiving trolley service. Due to the alignment of the
trolley tracks, SDG&E had to realign the overhead electric lines
that service the stadium. In order to maintain uninterrupted
electrical service to the stadium, SDG&E
realigned the power lines under a right of entry permit issued by
the Real Estate Assets Department. The land encumbered by the

easement is Water Utilities owned and is adjacent to the stadium property. A Quitclaim Deed for the original easement will be delivered to the City if this proposed realignment easement is approved. In order to accommodate this request, the City must grant an overhead electric utility easement, 1,245 feet long and 12 feet wide. The proposed location will not negatively affect the property. SDG&E will not be charged for this easement, because it will service a City facility. The Water Utilities Department has reviewed and approved the granting of this proposed easement.

FILE LOCATION: DEED F-6811 DEEDFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-105: TRAILED TO TUESDAY, AUGUST 6, 1996

SUBJECT: San Diego Jack Murphy Stadium Expansion.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-157 Cor. Copy)

Authorizing the transfer and expenditure of funds to facilitate work on the Stadium Expansion Project, as follows:

Authorizing the transfer and appropriation of \$550,000 from Fund No. 10330, Stadium Operations, to Fund No. 10332, CIP-34-121.0, San Diego Jack Murphy Stadium Improvements, on the identification of such funding source and the confirmation of such funding source by the City Auditor and Comptroller furnishing a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury;

Authorizing the expenditure of an amount not to exceed \$500,000 from Fund No. 10332, CIP-34-121.0, San Diego Jack Murphy Stadium Improvements, for the Stadium design/build contract with Nielsen-Dillingham for design work on improvements to San Diego Jack Murphy Stadium with the expenditure to be reimbursed to Fund No. 10332 from funds in the Stadium and Training Facility Construction Fund No. 92510 upon the receipt of bond proceeds, on the identification of such funding source and the confirmation of such funding source by the City Auditor and Comptroller furnishing a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury; Authorizing the expenditure of \$50,000 from Fund No. 10332, CIP-34-121.0, San Diego Jack Murphy Stadium Improvements, for the payment of permits, fees and related costs on the identification of such funding source and the confirmation of such funding source by the City Auditor and Comptroller furnishing a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

The expansion of San Diego Jack Murphy Stadium is a priority of the City's that has been delayed due to legal challenges to the use of lease-revenue bonds that is the contemplated fund source for the project. In order to keep the project proceeding such that completion by the 1998 Super Bowl is accomplished, the City Council previously authorized borrowing funds from Balboa Park/Mission Bay Park Improvements and the Trolley Reserve Fund for use on the Stadium Expansion Project until the bonds for the Stadium project can be issued.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A452-B237.)

Trailed to Tuesday, August 6, 1996, to be heard in Closed Session first.

* ITEM-106:

SUBJECT: Transfer of \$100,000 to Metropolitan Transit

Development Board to Construct Street Lights.

(Linda Vista and Mission Valley Community Areas. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-38) ADOPTED AS RESOLUTION R-287729

Amending the Fiscal Year 1997 Capital Improvements Program Budget by adding CIP-62-300.0, Reimbursement to Metropolitan Transit Development Board;

Authorizing the transfer of funds from CIP-64-004.0, AA-Railroad Warning Devices Fund 30300, to CIP-62-300.0, Reimbursement to Metropolitan Transit Development Board;

Authorizing the expenditure of \$100,000 from CIP-62-300.0, Reimbursement to Metropolitan Transit Development Board, Fund 30300, for construction of street lights near future Light Rail Transit (LRT) stations in Mission Valley;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer funds to the appropriate reserves, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

Construction is in progress for the future trolley line and Light Rail Transit (LRT) stations in Mission Valley, with the opening anticipated for late 1997. Because the provision of street lights on City streets is a City responsibility, the Metropolitan Transit Development Board (MTDB) has requested that the City of San Diego provide funding for the installation of additional street lighting on the City streets near the future LRT stations, to aid area residents in accessing the stations. Friars Road, Fashion Valley Road, Camino de la Reina and Rancho Mission Road were evaluated using current City lighting criteria and qualify for 15 street lights. This project will provide reimbursement to MTDB for the construction of the 15 lights. MTDB will coordinate the installation of the lights with the LRT construction, so the

lighting will be operational when the LRT stations open. Funding for the lights will be provided from CIP-64-004.0, Annual Allocation - Railroad Warning Devices, because this lighting is in support of a railroad facility.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107:

SUBJECT: Truck Prohibition on Marmil Way and Marmil Avenue
Between Parkside Avenue and Manos Drive.

(Skyline/Paradise Hills Community Area.
District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-81) ADOPTED AS RESOLUTION R-287730

Prohibiting commercial vehicles with a gross vehicle weight rating of over 10,000 pounds from operating on Marmil Way and Marmil Avenue between Parkside Avenue and Manos Drive;

Authorizing the installation of the necessary signs and markings; the regulations imposed will become effective upon the installation of the signs.

CITY MANAGER SUPPORTING INFORMATION:

Marmil Way and Marmil Avenue are low volume residential streets with posted speed limits of 25 miles per hour. They are located in the Skyline/Paradise Hills Community and have experienced an increase in truck traffic due to a recent realignment of freeway ramps connecting the South Bay Freeway (State Route 54) with Reo

Drive. A truck prohibition of commercial vehicles with a gross vehicle weight rating over five tons is recommended. Trucks making local deliveries and providing service on Marmil Way and Marmil Avenue will still be permitted to use the roadway. This action was requested by petitions from residents on the affected streets.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108:

SUBJECT: Lieutenant Colonel John Ryan Day.

COUNCILMEMBER MATHIS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-153) ADOPTED AS RESOLUTION R-287731

Recognizing and commending Lieutenant Colonel John Ryan for his personal contribution to the City;

Proclaiming Friday, August 26, 1996, to be
"Lieutenant Colonel John Ryan Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109:

SUBJECT: Mira Mesa-Scripps Pop Warner Football Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-150) ADOPTED AS RESOLUTION R-287732

Recognizing and commending Mira Mesa-Scripps Pop Warner Football League for its first twenty years of successful service to the community;

Proclaiming Saturday, August 24, 1996 to be "Mira Mesa-Scripps Pop Warner Football Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110:

SUBJECT: The International Tennis Hall of Fame Day.

COUNCILMEMBER VARGAS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-145) ADOPTED AS RESOLUTION R-287733

Proclaiming Sunday, August 25, 1996 to be "The International Tennis Hall of Fame Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed

by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-111:

SUBJECT: First Amendment to the Consultant Agreement with Helix
Environmental Planning, Inc., for SR 905 Environmental
Documents.

(Otay Mesa Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-148 REV.1) ADOPTED AS AMENDED AS RESOLUTION R-287734

Authorizing a first amendment to the Consultant Agreement
with Helix Environmental Planning, Inc., for an additional
\$618,615, for the SR-905 Environmental Documents,
CIP-52-396.1; Accepting \$668,000 in Federal Demonstration
Funds (Fund 38601) to be placed in CIP-52-396.1, Annual
Allocation - State Routes 905 and 125 - Right of Way
Protection;

Authorizing the City Auditor and Comptroller to transfer an
amount not to exceed \$133,537 from Fund 30219 (Gas Tax),
CIP-52-521.0, Annual Allocation - Street Enhancements, to
CIP-52-396.1; Authorizing the City Auditor and Comptroller
to transfer an amount not to exceed \$33,463 from Fund 30300
(TransNet), CIP-52-522.1, 63rd Street - Brooklyn Avenue -
Akens Street Improvements, to CIP-52-396.1; Authorizing the
expenditure of not to exceed \$835,000 from CIP-52-396.1, to
provide funds for additional studies for State Route 905.

CITY MANAGER SUPPORTING INFORMATION:

Over the past several years, traffic volumes on Otay Mesa Road
have increased at an average rate of 32 percent per year.
Volumes are expected to increase at a significant rate in the
coming years as the impacts of NAFTA are realized. This Council
Action will allow for an amendment to an existing Consultant
Agreement to complete the necessary environmental technical
documents for the approval of the SR-905 project. The Consultant
will be responsible for all of the technical studies, document

preparation, and evaluation of alternatives for the construction of a major freeway approximately six miles long. This amendment will specifically include evaluation of an expanded SR-905 study area; a freeway variation with La Media Interchange; an expressway variation; and expanded Land Use/Socioeconomic Analysis; a Major Investment Study (MIS); additional Geographical Information Systems (GIS) services; additional traffic modeling and analysis; archaeological subsurface testing; and additional visual simulations. These additions are necessary to meet Federal Highway Administration (FHWA) and CalTrans requirements in addition to the National Environmental Policy Act (NEPA) requirements. Federal Demonstration Funds in the amount of \$668,000 are being contributed to this project and require a local match of \$167,000. A portion of this local match, \$133,537, is being provided from CIP-52-521.0, Annual Allocation - Street Enhancements. The remainder of the local match, \$33,463, is being provided from CIP-52-522.1, 63rd Street - Brooklyn Avenue - Akins Street Improvements. Aud. Cert. 9700102.

FILE LOCATION: MEET CCONTFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT THE RESOLUTION AS AMENDED TO ADD THE FOLLOWING LANGUAGE TO THE SECOND PARAGRAPH OF THE RESOLUTION AS STATED AND READ INTO THE RECORD BY COUNCIL MEMBER STALLINGS AT THE REQUEST OF CALTRANS:

"...(ANNUAL ALLOCATION - STATE ROUTES 905 AND 125 - RIGHT OF WAY PROTECTION) AND AUTHORIZE THE CITY MANAGER TO SIGN THE NECESSARY DOCUMENTS TO TRANSFER SAID FUNDS FROM CALTRANS."

Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112:

SUBJECT: Amendment to the Agreement with Frederic R. Harris for the Master Traffic Control System Expansion.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-141) ADOPTED AS RESOLUTION R-287735

Authorizing an amendment to the agreement with Frederic R.Harris for additional services for the expansion and modernization of the City's master traffic control systems;

Authorizing the expenditure of not to exceed \$136,157 from CIP-68-007.0, Traffic Signal Master Control System Expansion, Fund 30300, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

The City is in the process of acquiring a traffic control system to monitor and control signalized intersections throughout the City. Since the original design of the system, changes in technology, as well as a greater than expected increase in the number of traffic signals, now require changes in the scope of the consultant agreement. In summary, this amendment to the agreement will:

- 1) Increase the capacity of the system to 2,000 intersections - this increased capacity will extend the useful life of the system to 15 years, based on the current annual increase in the number of signalized intersections.
- 2) Optimize the software to use the 64-bit DEC AlphaServer hardware - by optimizing the software, the response time of the system will be maintained even while maintaining second-by-second communication to each signal. This will allow system operators to obtain timely information on current road conditions.
- 3) Design a local fiber optic network to connect the City Operations Building with the Signal Maintenance Shop - this will allow maintenance staff to access the system at all times, and to take direct action to detect and respond to signal malfunctions.
- 4) Provide assistance in commissioning the interface between the control system and the field equipment - this will ensure that the data pathways between the system and the field equipment are clearly defined, and also that groups of intersections may be switched to use alternative control strategies.

Aud. Cert. 9700039.

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FILE LOCATION: MEET CCONTFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

*** ITEM-113:**

SUBJECT: Contract Change Order No. 3 for Water and Sewer Main Replacement Group 76.

(Greater North Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-90) ADOPTED AS RESOLUTION R-287736

Approving Change Order No. 3, with Suncoast Pipelines, Inc., for the construction of Water and Sewer Main Replacement Group Job 76, increasing the contract price by \$19,830;

Authorizing the expenditure of not to exceed \$19,830 from Sewer Revenue Fund No. 41506, Sewer Construction Outlay 70492, Fiscal Year 1996, CIP-44-001.0, Annual Allocation for Sewer Main Replacements.

CITY MANAGER SUPPORTING INFORMATION:

On March 20, 1995, the City Council authorized the execution of a contract for Water and Sewer Main Replacement Group Job 76 (R-285459). The City Manager awarded the contract for \$1,237,415 to Suncoast Pipeline on June 6, 1995. On March 18, 1996, the City Council approved Change Order No. 1 (R-287039, \$72,533) to add to this contract the replacement of 850 feet of 8-inch deteriorated concrete sewer main within the Kensington Community area. This sewer main replacement was necessary due to repeated complaints from the residents within the area of odor and sinking ground areas. Change Order No. 2 (\$3,092.80) covered additional costs incurred to do work on private property to separate two

property laterals from 1-6" to 2-4". This Change Order No. 3 includes the replacement of approximately 266 feet of existing 8-inch deteriorated sewer main located in Hilldale Road, between Hastings and Bristol Roads, within the Kensington Community area. This replacement work was necessary due to recent stoppages and breaks in the existing sewer main. City staff determined that it is in the City's best interest to add this work to Group Job 76, currently under construction in the area. Additional work was negotiated at as-bid unit prices.

Aud. Cert. 9700031.

WWF-96-246.

FILE LOCATION: CONT - Suncoast Pipelines, Inc.
 CONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114:

SUBJECT: Change Order No. 5 for Sewer Pump Station No. 5 Odor Control System.
(Barrio Logan/Harbor Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-89) ADOPTED AS RESOLUTION R-287737

Approving Change Order No. 5, with Advanco Constructors, a division of Zurn Constructors, Inc., increasing the contract price by \$162,637;

Authorizing the expenditure of not to exceed \$170,769 from Fund 41506, CIP-46-106.0, Annual Allocation for Sewer Pump Station Rehabilitations, Sewer Pump Station No. 5.

CITY MANAGER SUPPORTING INFORMATION:

On March 17, 1995, the State of California's Air Pollution Control District (APCD) served the Water Utilities Department (WUD) with a "Notice of Violation" (No. 201475) for Sewer Pump Station No. 5. This violation was for foul and offensive odor releases from the existing sewer pump station. APCD enforced "Rule 51," which becomes effective when numerous odor complaints are received in a single day, and later confirmed by APCD enforcement staff. The \$15,000 fine for this "Notice of Violation" was reduced to \$3,500. Future violations may carry fines up to \$15,000 a day depending on severity. In addition, the APCD ordered the City to outfit the new Sewer Pump Station No. 5 under construction, with an Odor Control System. On February 21, 1996, APCD issued the "Authority to Construct," which permits the City to build the Odor Control System for Pump Station No. 5. In the interim the WUD Wastewater Collection Division is chemically treating the wastewater stream, and the foul smell has subsided. On June 3, 1996, Advanco Constructors, the contractor for Sewer Pump Station No. 5, agreed to build the Odor Control System. The original construction costs for the pump station are \$3,047,053; costs for change orders to date amount to \$92,661; and costs for Change Order No. 5, the Odor Control System are \$170,769 of which \$8,132 is for contingencies; for a total construction cost of \$3,310,483.

Aud. Cert. 9700066.

WWF-96-241.

FILE LOCATION: CONT - Advanco Constructors, a division
 of Zurn Constructors, Inc. CONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-115:

SUBJECT: Appointment to the La Jolla Shores Planned District
Advisory Board.

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(See memorandum from Mayor Golding dated July 25, 1996 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-164) ADOPTED AS RESOLUTION R-287738

Council confirmation of the appointment by the Mayor of Linda Moreland to serve as a member of the La Jolla Shores Planned District Advisory Board, for a term ending April 1, 1998, replacing Roy M. Drew, whose term has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

*** ITEM-116:**

SUBJECT: Agreement with Readicare, Inc. for Preemployment and Department of Motor Vehicles Medical Examinations and Drug Testing. (See Personnel Director's Report.)

PERSONNEL DIRECTOR'S RECOMMENDATION:

Adopt the following resolution:

(R-97-143) ADOPTED AS RESOLUTION R-287739

Authorizing the Personnel Director to execute an agreement with Readicare, Inc., (San Diego, CA), to provide preemployment and Department of Motor Vehicles medical examinations, drug testing, and related medical services, as may be required for Fiscal Year 1997, with the option to renew the contract for Fiscal Years 1998, 1999 and 2000;

Authorizing the expenditure of not to exceed \$242,157 to be

drawn from the following funds:

Fund No. 100, Dept. 060	- \$114,946
Fund No. 100, Dept. 601	- \$ 92,020
Fund No. 41500, Dept. 760	- \$ 12,108
Fund No. 41300, Dept. 1300	- \$ 4,843
Fund No. 50030, Dept. 820	- \$ 7,265
Fund No. 41200, Dept. 751	- \$ 6,770
Fund No. 41509, Dept. 777	- \$ 4,205

Aud. Cert. 9700075.

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-117:

SUBJECT: Renewal of Legislative Representation Contract with Copeland, Lowery & Jacquez, for Washington, D.C.

(See Intergovernmental Relations Department Report IRD-96-7).

INTERGOVERNMENTAL RELATIONS DEPARTMENT'S RECOMMENDATION:

Adopt the following resolution:

(R-97-158) ADOPTED AS RESOLUTION R-287740

Authorizing the Director of the Intergovernmental Relations Department to negotiate a renewal of the Personal Services Agreement with Copeland, Lowery & Jacquez, for legislative advocacy services in Washington, D.C.;

Declaring that the term of any renewed agreement shall be January 1, 1997 through December 31, 1998, with a mid-contract performance review during the fourth quarter of 1997 before the Committee on Rules, Finance and

Intergovernmental Relations.

RULES COMMITTEE'S RECOMMENDATION:

On 7/15/96, RULES voted 4-0 to approve. (Councilmembers Mathis, Kehoe, Stallings and Mayor Golding voted yea. Councilmember Warden not present.)

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-118:

SUBJECT: Renewal of Legislative Representation Contract with The Flannery Group, for Sacramento, CA.

(See Intergovernmental Relations Department Report IRD-96-7).

INTERGOVERNMENTAL RELATIONS DEPARTMENT'S RECOMMENDATION:

Adopt the following resolution:

(R-97-159) ADOPTED AS RESOLUTION R-287741

Authorizing the Director of the Intergovernmental Relations Department to negotiate a renewal of the Personal Services Agreement with The Flannery Group, for legislative advocacy services in Sacramento, California;

Declaring that the term of any renewed agreement shall be October 1, 1996 through September 30, 1998, with a mid-contract performance review during the fourth quarter of 1997 before the Committee on Rules, Finance and Intergovernmental Relations.

RULES COMMITTEE'S RECOMMENDATION:

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On 7/15/96, RULES voted 4-0 to approve. (Councilmembers Mathis, Kehoe, Stallings and Mayor Golding voted yea. Councilmember Warden not present.)

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150: CONTINUED TO SEPTEMBER 9, 1996

SUBJECT: Revisions to the San Diego Municipal Code Relating to Newsracks.

(See City Manager Reports CMR-96-21 & CMR-96-128; Committee Consultant Analysis LUH-96-1; City Attorney's 5/1/96 Memorandum; Stanley F. Zubel's 2/6/96 letter; Erik Basil's 2/5/96 letter; Rafael Arreola's letter; Stan Harris's 1/2/96 letter.)

(Continued from the meeting of July 8, 1996, Item 150, at the request of Jerry Lewis from the S.D. Union-Tribune, to allow the proper persons to be present to address the issue.)

TODAY'S ACTION IS:

Introduction of the following ordinance:
(O-96-157)

Introduction of an Ordinance amending Chapter VI, Article 2, Division 1, of the San Diego Municipal Code by amending Sections 62.1004, 62.1005 and 62.1007, and by repealing Sections 62.1006 and 62.1008 relating to Newsracks on Public Rights of Way.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 2/7/96, LU&H voted 3-2 to approve the following actions.
(Councilmembers Mathis, Wear and McCarty voted yea.
Councilmembers Stevens and Warden voted nay):

1) Approve the Committee Consultant's recommendations to direct the City Attorney to draft for City Council adoption:

- a) Approve all of the City Manager's recommendations, except revising Municipal Code Section 62.1005(e)(7) to "reduce the current required width from six feet (72 inches) of clear passageway to coincide with the State Building Code" (no less than 48 inches, or 36 inches where 48 inches creates unreasonable hardship). The current required width of six feet for clear passageway is to be retained.
- b) Revise Municipal Code Section 62.1005(d) to increase the space separating groups of newsracks from "not less than five feet" to "not less than six feet," and add the word "clear" before the word "space."
- c) Revise Municipal Code Section 62.1005(e)(10) to include any painted curb, such as a red zone.

2) Direct the City Manager to work with the City Attorney to review any public safety issues that need to be addressed, draft defensible language for restricting newsracks in zones identified by painted curbs, and to make further recommendations if necessary to ensure public safety, such as where it is appropriate to prohibit newsracks adjacent to the curb from facing the street. Also, the City Attorney was asked to provide additional information regarding banning newsracks in residential zones.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO CONTINUE TO SEPTEMBER 9, 1996, AS REQUESTED BY THE CITY MANAGER FOR FURTHER DISCUSSIONS WITH REPRESENTATIVES OF THE DISABLED COMMUNITY REGARDING THE IMPACT THIS ISSUE WOULD HAVE ON CITY SIDEWALKS. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200: TRAILED TO TUESDAY, AUGUST 6, 1996

SUBJECT: Two actions related to San Diego Jack Murphy Stadium
Expansion and Related Improvements - Interim Funding.

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinances:

Subitem-A: (O-97-45 Cor. Copy)

Introduction of an Ordinance authorizing a seven-year term
loan agreement with Sumitomo Bank, Limited, to provide for
the construction, acquisition, installation, improvement,
and expansion of the Practice Facility and the San Diego
Jack Murphy Stadium.

NOTE: 6 votes required pursuant to Section 99 of the City
Charter.

Subitem-B: (O-97-47)

Introduction of an Ordinance requiring for-profit special
events to make a ticket payment of \$.75 for each admission
ticket sold through January 31, 1997, and \$1.50 for each
admission ticket sold thereafter and deposit the proceeds
into the Stadium Fund to pay for Stadium improvements.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A452-B237.)

Trailed to Tuesday, August 6, 1996, to be heard in Closed
Session first.

ITEM-201:

SUBJECT: Agreement with O'Brien-Kreitzberg for Construction
Management Services for the San Diego New Main Library. (See
City Manager Report CMR-96-158. Centre City Community
Area. District-2.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-97-80) ADOPTED AS RESOLUTION R-287742

Authorizing an agreement with O'Brien-Kreitzberg
(San Francisco County, CA), for Construction
Management Services for the San Diego New Main
Library;

Authorizing the expenditure of not to exceed
\$1,126,542 from Fund 30244, for the purpose of
providing funds for Phase One of the Agreement.

Aud. Cert. 9700099.

FILE LOCATION: MEET CCONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: New Main Library Architect.

(See New Main Library Citizens Design Review Committee Report
dated 7/25/96. Centre City Community Area. District-2.)

NEW MAIN LIBRARY CITIZENS DESIGN REVIEW COMMITTEE'S
RECOMMENDATION:

Adopt the following resolution:

(R-97-108) ADOPTED AS RESOLUTION R-287743

Approving the selection of Quigley/SMWM Collaborative with
Tucker Sadler and Associates (the "Architect") as the
architect for the proposed New Main Library;

Directing the City Manager to negotiate a contract with the
Architect, and return to City Council with the contract for
Council approval.

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FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A514-E230.)

Motion by Stallings to continue to September 16, 1996, to allow Council to see presentations from the top four finalists. Second by Stevens. Second by Stevens withdrawn. Second by McCarty. Failed. Yeas-1,4,6,7. Nays-2,3,5,8,M. Not present-none.

MOTION BY VARGAS TO ADOPT THE RESOLUTION TO ACCEPT AND MOVE FORWARD WITH THE RECOMMENDATION OF THE DESIGN REVIEW COMMITTEE. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-nay, McCarty-nay, Vargas-yea, Mayor Golding-yea.

ITEM-203: TRAILED TO TUESDAY, AUGUST 6, 1996

SUBJECT: San Diego Chargers Training Facility.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-154 Cor. Copy)

Accepting the low bid of Douglas E. Barnhart, Inc., (San Diego, CA), for an amount of \$8,229,911 for the construction of the San Diego Chargers Training Facility - Phase II;

Authorizing the City Manager to execute a Phased Agreement with Douglas E. Barnhart, Inc., and further the appropriation and expenditure of \$8,735,260 from Fund 10332, CIP-34-121.0, San Diego Jack Murphy Stadium Improvements, for the construction of the San Diego Chargers Training Facility - Phase II, and the necessary furnishings, fixtures and equipment, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit in the City Treasury;

Authorizing the appropriation and expenditure of \$551,000

from Fund 10332, CIP-34-121.0, San Diego Jack Murphy Stadium Improvements, for the undergrounding of utilities at the San Diego Chargers Training Facility site by San Diego Gas & Electric, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit in the City Treasury; Authorizing the transfer, appropriation and expenditure of \$1,000,000 from CIP-21-834.0, Balboa Park/Mission Bay Park Requirements, Fund 102244, to the Stadium Fund 10332, CIP-34-121.0, San Diego Jack Murphy Stadium Improvements, to provide interim funding for Phase II construction of the Chargers Training Facility, with the transfer to be repaid upon the availability of bond proceeds or loan proceeds.

CITY MANAGER SUPPORTING INFORMATION:

On May 15, 1995, the City Council authorized and subsequently adopted an ordinance for the 1995 Agreement for the Partial Use and Occupancy of the San Diego Jack Murphy Stadium between the Chargers Football Company and the City (the "1995 Agreement"). The 1995 Agreement provides for \$60,000,000 in Stadium and related improvements, including the construction of a Training Facility and Practice Field. The San Diego Chargers Training Facility will include administrative, player relations and ticket facilities, a weight room, auditorium, steam rooms, locker rooms, staff lounges, conference room and media rooms. Phase I included the site work (practice fields, building pads, etc.) which has been completed. Phase II includes construction of the building, landscaping, and all remaining work. Douglas E. Barnhart, Inc. is being recommended to construct the Training Facility and Practice Field (Phase II) based on being the low bid for the project, for an amount not to exceed \$8,229,911. Council action is requested to accept Douglas E. Barnhart, Inc. as the low bid and to authorize the appropriation and expenditure of \$8,735,260. Aud. Cert. 9700150.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A452-B237.)

Trailed to Tuesday, August 6, 1996, to be heard in Closed Session first.

ITEM-204:

SUBJECT: Agreement with Camp, Dresser and McKee, Inc., for engineering services in connection with the Miramar Filtration Plant Upgrade and Expansion Project.

(Scripps Miramar Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-94) ADOPTED AS RESOLUTION R-287744

Authorizing an agreement with Camp, Dresser and McKee, Inc., for engineering services in connection with the Miramar Filtration Plant Upgrade and Expansion Project;

Authorizing the expenditure of not to exceed \$2,108,613 from Water Revenue Fund 41500, CIP-73-284.0, Miramar Filtration Plant Upgrade and Expansion Project, as follows:

\$1,500,000 from Fiscal Year 1997 appropriations for Phase I;
\$608,613 from Fiscal Year 1998 appropriations for Phase II, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure under Phase II are, or will be, on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego owns and operates three water treatment plants which produced over 72,000 million gallons of high quality drinking water meeting and exceeding all federal and State regulations in 1995 to its 1.2 million customers. Raw water treatment is available from both the City's nine local reservoirs and/or the San Diego County Water Authority. The smallest of the three plants is the Otay Treatment plant recently upgraded in 1987 to 40 million gallons per day (MGD) and serves the southern section of the City. The Alvarado Treatment plant built in 1950 serves the central part of the City and is in the first phase of a multiple phased upgrade and expansion program. The largest of the City's treatment facilities is the Miramar Treatment plant which serves the growing northern part of the City. The Miramar plant was built in the early 1960's and expanded in the early

1970's to its current capacity of 140 MGD. This agreement will provide engineering services for the expansion of the Miramar Water Filtration Plant to meet the future potable water needs of the Northern area of the City.

The Miramar Water Filtration Plant services the communities of Rancho Bernardo, North City, Miramar, La Jolla, Kearny Mesa, Pacific Beach, and Mira Mesa. In addition to providing engineering services for increased plant capacity, the plant is over 30 years old and is in need of modernizing to allow for improved operation and maintenance, and to meet the new standards and regulations set by the Environmental Protection Agency (EPA). The new standards and regulation are a result of the Safe Drinking Water Act Amendments passed by Congress in 1986, which mandated EPA to set tougher drinking water standards and regulate an increased number of contaminants not previously regulated.

The Water Utilities Department conducted interviews in accordance with Council Policy No. 300-7, and the firm of Camp Dresser and McKee, Inc. (CDM) was recommended for engineering services for the expansion of the Miramar Filtration Plant. CDM responsibilities for this phase of the agreement include the preliminary design, the Environmental Impact Report, 30 percent design of the treatment plant expansion from 140 MGD to 215 MGD with a special provision for future expansion to 275 MGD, community information/out reach program, and 100 percent design of early operation improvements.

The expansion of the treatment plant will include: rapid mix facility, flocculation and sedimentation basins, filters, chemical feed and storage facility, wastewater and sludge disposal, and provisions for alternative disinfectants.

The Early Operation Improvements will consist of a small construction contract for items having substantial and much earlier benefits needed prior to the expansion of the Treatment plant. This contract will provide substantial and early benefits, including the separation of the County Water Authority Raw Water Supply Line from the Miramar Lake Pump Station Discharge pipe, the Miramar Lake Pump Station, reservoir improvements, and improvements to chemical feed areas.

The total fee for the engineering services of this phase is \$2,108,613 of which an amount of \$1,072,262 is distributed among 17 subconsultants. The MBE share is 5.09 percent and the WBE

share is 10.76 percent. The estimated total fee for the engineering services of all phases is \$8,520,000. The remaining phases will be developed as amendments to this agreement succeeding community input, Environmental Impact Report and Council authorization.

Aud. Cert. 9700069.

WWF-96-206.

FILE LOCATION: MEET CCONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-205:

SUBJECT: Agreement with SDG&E Company for Metro Biosolids Center Alternate Gas Service.
(University City Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-151) ADOPTED AS RESOLUTION R-287745

Authorizing an agreement with San Diego Gas and Electric Company for design services, construction, and operation of Metro Biosolids Center - Alternate Gas Service;

Authorizing the expenditure of not to exceed \$2,000,000 from Fund 41509, CIP-42-911.4, Metro Biosolids Center, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

The Metro Biosolids Center (MBC), formerly known as the Fiesta Island Replacement Project/Northern Sludge Processing Facility is currently under construction. The construction of the Miramar Cogeneration and Landfill Gas Project (Privatized) was approved by City Council on April 1, 1996 (Resolution R-287116). The primary gas supply for MBC and its cogeneration facility will be from the processing of sludge (digester gas) and decomposition of wastes in the adjacent municipal landfill (landfill gas). However, it is anticipated that there will be occasions during which either the digester gas or the landfill gas will not be adequate for proper operation of the MBC.

To assure an uninterrupted gas supply, SDG&E will supply alternate (back-up) natural gas to the MBC site through a 14,750 foot long, 6-inch pipeline. SDG&E is obtaining the necessary easements directly from the Navy (who owns the land traversed by the pipeline). This agreement with SDG&E is for the design and construction of the subject alternate gas supply at a not-to-exceed cost of \$2,000,000. Any amount not required for this activity will be reimbursed to the City.

Aud. Cert. 9700105.

FILE LOCATION: MEET CCONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400:

(Continued from the meeting of July 29, 1996, taken on July 30, 1996, Item 105, at the City Manager's request, to provide Council with additional information.)

SUBJECT: Metropolitan Operation Center Expansion.

(Kearny Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-49) ADOPTED AS RESOLUTION R-287746

Accepting a grant deed of Kearny Villa Investments, granting to the City an industrial building on 2.26 acres of land located at 9191 Kearny Villa Court in Kearny Mesa, for the expansion of the immediately adjacent Metropolitan Operations Center, CIP-40-922.0;

Authorizing the expenditure of not to exceed \$2,500,000 from Fund No. 41508, CIP-40-922.0, Metropolitan Operations Center Expansion, for acquisition of property rights, move-in modifications, and related costs.

CITY MANAGER SUPPORTING INFORMATION:

This action provides for the acquisition of an industrial warehouse facility located immediately adjacent to the Metropolitan Wastewater Department's (MWWD) Operations Center in Kearny Mesa. The property, located at 9191 Kearny Villa Court, consists of a 35,557 square-foot office/warehouse structure with related parking and storage yard situated on a 2.263 acre site. The property, because of its size and location, is considered critical to MWWD's creation of a centralized warehouse and equipment repair facility. The property owner refused the City's offer of \$2,250,000 based on a fair market value appraisal and instead wanted to lease the property to the City on a long-term basis.

In comparing the economics of a long-term lease versus a purchase of the property, the interests of the public are best served by an outright purchase of the property. After numerous negotiations and consideration of other alternatives, staff and the property owner reached a negotiated purchase price of \$2,400,000. Advantages of the site include: 1) being adjacent to the existing Metropolitan Operations Center on Topaz Way allows for shared services, parking, and walking access to the staff of three MWWD divisions and the City's day care facility; 2) allows for full implementation of the Operations and Maintenance Division's automated maintenance management system, for centralized, cost-effective inventory, acquisition, repair, and deployment of specialized equipment; 3) allows for relocation of a vital Wastewater Collection Division equipment repair team

from its present Chollas location to integrate with other MWWD repair activities; 4) allows for improved out-station vehicle maintenance services from the Public Works Business Center Transportation Department/Equipment Division; 5) provides for quick and convenient freeway access to the Metropolitan Biosolids Center, the North City Water Reclamation Plant and existing facilities.

Aud. Cert. 9700076.

FILE LOCATION: DEED F-6804 DEEDFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S401:

(Trailed as Unfinished Business from the meeting of 7/30/96, Item 346, at Mayor Golding's request, due to lack of time.)

SUBJECT: Support for Legislation to Preserve "At-Risk" Affordable Housing.

(See Housing Commission Report HCR-96-011.)

HOUSING COMMISSION'S RECOMMENDATION:

Adopt the following resolution:

(R-97-47) ADOPTED AS RESOLUTION R-287747

Declaring that the U.S. Congress is respectfully requested to take appropriate action to prevent the loss of affordable housing units through the prepayment of federally insured mortgages; Declaring that the U.S. Congress is also requested to include in the FY97 Federal Budget sufficient funds to support the necessary subsidies for acquisition of "at-risk" properties by nonprofit agencies and sufficient funds to support special Section 8 subsidies to low-income households detrimentally affected by the prepayment.

RULES COMMITTEE'S RECOMMENDATION:

On 7/01/96, RULES voted 3-0 to approve on consent and forward to the full Council for approval. (Councilmembers Kehoe, Warden and Mayor Golding voted yea. Councilmembers Mathis and Stallings not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S402:

(Trailed as Unfinished Business from the meeting of 7/30/96, Item 338, at the request of Mayor Golding and Councilmember Mathis, for further review.)

SUBJECT: Council Deliberations on the Proposed Amendments to the Progress Guide and General Plan, the North City Future Urbanizing Area Framework Plan, and the Torrey Highlands Subarea Plan for Subarea IV; and Adoption of an Election Ordinance to Place a Phase Shift Measure on the November, 1996 Ballot.
(North City Future Urbanizing Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the Resolutions in Subitems A, C, D and E; and introduce and adopt the Ordinance in Subitem B:

Subitem-A: (R-97-59) ADOPTED AS RESOLUTION R-287748

Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-93-0152, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section

21081.

Subitem-B: (O-97-9 REV.2; Cor. Copy 2) INTRODUCED AND
ADOPTED AS AMENDED AS ORDINANCE O-18333 (New Series)

Introduction and adoption of an Ordinance placing a
Phase Shift Measure on the November 1996 ballot for the
1,134-acre portion of Torrey Highlands - Subarea IV in
the North City Future Urbanizing Area.

Subitem-C: (R-97-60 Cor. Copy 7/29/96) ADOPTED AS
RESOLUTION R-287749

Adoption of a Resolution approving the proposed
amendments to the Progress Guide and General Plan and
North City Future Urbanizing Area Framework Plan which
includes the Torrey Highlands Subarea Plan as the
Subarea Plan for Subarea IV.

Subitem-D: (R-97-61) NOTED AND FILED

Adoption of a Resolution confirming the City Council's
intent to find Fairbanks Highlands Final Map in
conformance with VTM-88-1041 in the event of a lot line
adjustment.

Subitem-E: (R-97-66 Cor. Copy 10/07/96) ADOPTED AS
RESOLUTION R-287750

Adoption of a Resolution to grant and accept a
conservation easement for the "Torrey Highlands
Preserve Segment" of the proposed MSCP.

OTHER RECOMMENDATIONS:

Planning Commission voted 7-0 to approve.

Ayes: Neils, Anderson, Butler, Quinn, Skorepa, Watson, White
The Rancho Pegasquitos Community Planning Group has
recommended approval of the project.

SUPPORTING INFORMATION:

Matter of the following:

1. An amendment to the Progress Guide and General Plan - Phased
Development Areas Map to change the designation of a 1,134-acre
area within the Torrey Highlands Subarea Plan for Subarea IV in
the North City Future Urbanizing Area (NCFUA) from Future

Urbanizing to Planned Urbanizing.

2. Amendments to the North City Future Urbanizing Area (NCFUA) Plan boundary, Land Use, Open Space, Transportation, Public Facilities, and Implementation elements to reflect revised land use designations, distribution of land uses, road system, facilities, and development and open space areas as proposed in the Torrey Highlands - Subarea IV Plan. If adopted, the Torrey Highlands - Subarea IV Plan will comprise the amendments to the NCFUA Framework Plan.

3. A subarea plan for Torrey Highlands - Subarea IV of the NCFUA. The plan proposes two land use plans to accommodate the two alignments currently under study for State Route-56 and establishes boundaries and implementation consistent with the City's proposed Multiple Species Conservation Program (MSCP). The plan also designates sites necessary for public services and facilities such as schools, parks, libraries, roads, water and public safety needs.

LEGAL DESCRIPTION:

Subarea IV encompasses 1,522 acres in the central eastern portion of the NCFUA. It is surrounded by Subarea I, V and III to the north, south, and west, respectively. The community of Rancho Pegasus is located to the east of Subarea IV.

FILE LOCATION: Subitems A & C: LAND - North City
Future Urbanizing Area; Subitems B:
MEET; Subitem D: SUBD - Fairbanks
Highlands; Subitem E: DEED F-6862
DEEDFY97-1

COUNCIL ACTION: (Tape location: E230-F290.)

Hearing began at 5:13 p.m. and halted at 5:59 p.m.

Motion by Vargas to trail to August 6, 1996 to determine if the deadline for the opposition argument can be changed to August 22, 1996. No second.

MOTION BY MATHIS TO ADOPT THE RESOLUTIONS FOR SUBITEMS A, C, AND E; NOTE AND FILE SUBITEM D, AND INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE FOR SUBITEM B, WITH THE FOLLOWING AMENDMENTS, AS STATED IN HIS MEMO TO THE MAYOR AND COUNCIL DATED AUGUST 5, 1996: ADD TWO NEW ORDAINING CLAUSES: THE PEOPLE OF THE CITY OF SAN DIEGO FURTHER ORDAIN

THAT THE CITY SHALL NOT APPROVE ANY APPLICATION FOR THE REZONING OF PROPERTY OR APPROVE ANY PERMIT APPLICATION TO INCREASE DENSITY ENTITLEMENTS FOR THOSE PROPERTIES WITHIN THE AREA IDENTIFIED IN FIGURE 1-2 IN THE TORREY HIGHLANDS SUBAREA IV PLAN UNLESS OR UNTIL THE CITY HAS ADOPTED A PUBLIC FACILITIES FINANCING PLAN THAT REQUIRES THE APPLICANT TO PAY A FAIR SHARE OF THE COST OF NECESSARY PUBLIC FACILITIES. THE PEOPLE OF THE CITY OF SAN DIEGO FURTHER ORDAIN THAT THE MAXIMUM NUMBER OF RESIDENTIAL DWELLING UNITS WHICH MAY BE PERMITTED WITHIN THE AREA IDENTIFIED IN FIGURE 1-2 OF THE TORREY HIGHLANDS SUBAREA IV PLAN SHALL NOT EXCEED THE TOTAL NUMBER OF UNITS FOR THE SUBAREA AS SET FORTH IN PARAGRAPH 4.5 OF THE TORREY HIGHLANDS SUBAREA PLAN AS OF ADD NEW SECTION 4 TO READ AS FOLLOWS:

SECTION 4. THE CITY CLERK IS DIRECTED TO INSERT THE EFFECTIVE DATE OF THIS ORDINANCE, ONCE KNOWN, IN THE SPACE PROVIDED IN THE LAST ORDAINING CLAUSE IN THE BALLOT PROPOSITION.

RENUMBER EXISTING SECTIONS 4 AND 5 TO READ 5 AND 6, RESPECTIVELY.

Second by Stevens. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-not present, McCarty-yea, Vargas-yea, Mayor
Golding-yea.

* ITEM-S403:

SUBJECT: Settlement of the Personal Injury Claim of Marlene Ackee.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-172) ADOPTED AS RESOLUTION R-287751

A Resolution approved by the City Council in Closed Session on Tuesday, July 16, 1996 by the following vote:
Mathis-yea; Wear-yea; Kehoe-not present; Stevens-nay;
Warden-yea; Stallings-yea; McCarty-not present; Vargas-yea;

Mayor-yea.

Authorizing the City Manager to pay the total sum of \$60,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Marlene Ackee (Superior Court Case No. 689549, Marlene D. Ackee v. City of San Diego, et al.);

Authorizing the City Auditor and Comptroller to issue one check in the amount of \$60,000 made payable to Marlene D. Ackee and her attorney, Stephanie Sontag, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of the personal injury claim of Marlene D. Ackee against the City of San Diego, its agents and employees, as a result of an incident which occurred between March 1993 and August 1995.

Aud. Cert. 9700145.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S404:

SUBJECT: Appointment to the Convention Center Corporation Board of Directors. (See memorandum from Mayor Golding dated 7/26/96 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:
(R-97-160) ADOPTED AS RESOLUTION R-287752

Considering the following nominee for temporary election to

the San Diego Convention Center Corporation, Inc., Board of Directors to serve as an Acting Director, until the City Council elects a permanent Director during the month of September 1996, to fill the unexpired term ending December 1, 1998 of Su-Mei Yu, who has resigned:

NOMINEE

NOMINATED BY

Patricia L. Roscoe

Mayor Golding, Councilmembers
Mathis, Stallings and Warden

After discussion and deliberation, temporarily electing Patricia L. Roscoe;

Waiving Council Policy 000-13 for the purposes of this temporary election of an Acting Director.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S405:

SUBJECT: Agreement with Malcolm Pirnie, Inc. for Professional Services for the Advanced Water Treatment Plant-Water Repurification Project. (University Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-169) ADOPTED AS RESOLUTION R-287753

Authorizing an agreement with Malcolm Pirnie, Inc., for design services for the Advanced Water Treatment Plant-Water Repurification Project, CIP-70-936.0;

Authorizing the City Auditor and Comptroller to transfer an

amount not to exceed \$300,000 from CIP-70-912.0, Miramar Road Subsystem to CIP-70-936.0, Water Repurification Project;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$200,000 from CIP-70-918.0, Scripps Ranch Boulevard/I-15 Subsystem to CIP-70-936.0, Water Repurification Project;

Authorizing the expenditure of not to exceed \$500,000, from Fund 41500, CIP-70-936.0, for the first phase only of the Malcolm Pirnie, Inc., contract for project design, said phase to commence with the Notice to Proceed and run through January 1997;

Authorizing the City Manager to establish additional contract funding phases with Malcolm Pirnie, Inc., and to execute a contract with Malcolm Pirnie, Inc., provided that the City Auditor first furnishes one or more certificates demonstrating that the funds necessary for expenditure under the contract are, or will be on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego has actively been pursuing the Water Repurification Program since August 1993. Water Repurification is the use of highly treated reclaimed water to supplement a surface water reservoir that is used as a potable water source. A Feasibility Study was prepared and delivered to the California Department of Health Services, Drinking Water Division (DHS) in June 1994. On August 31, 1994 DHS granted conditional approval of the project concept. Based on this conceptual approval the planning studies for the Repurification Project started immediately and was recently finalized. Also, the EIR/EIS preparation has started in February 1996 and is well under way. The next phase of this project is to start the design of the facilities. The design of the project has been divided into two contracts: Advanced Water Treatment Plant (AWTP), and Repurified Water Conveyance System (RWCS). This action is to execute a contract with the designer for AWTP. The second design contract will be brought before Council to be considered for approval at a later date. Request for Proposals for Design Engineering Services for the Advanced Water Treatment Plant were advertised on November 9, 1995, in several publications. A total of three proposals were received on

December 22, 1995, as indicated in the Request for Proposals. All three proposals were evaluated and all firms were notified. The three proposers gave presentations to a panel and answered questions. The panel consisting of representatives from the City's Equal Opportunity Contracting Program, the City's Water Utilities Department, San Diego County Water Authority, Padre Dam Municipal Water District, the Repurified Water Review Committee, and MWWDD. Based on review of the proposals and the presentation given, Malcolm Pirnie Inc. was selected to design the Advanced Water Treatment Plant for the Water Repurification Project. This agreement with Malcolm Pirnie, Inc., is for design engineering services. The services provide the design of the Advanced Water Treatment Plant (AWTP) at Eastgate Mall. The MBE/WBE participation for this project is 18.63 percent MBE and 0.28 percent WBE.

Aud. Cert. 9700144.

FILE LOCATION: WATER - Malcolm Pirnie, Inc. CCONFY97-1

COUNCIL ACTION: (Tape location: A452-B237.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Steven-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:
None.

ADJOURNMENT:

The meeting was adjourned by Chairperson Vargas at 6:00 p.m. in honor of the memory of:

Manuel Lopez, as requested by Council Member Warden; and

Celia Urias Macias, as requested by Chairperson Vargas.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: F298-314.)